LIQUOR COMMISSION CITY AND COUNTY OF HONOLULU PACIFIC PARK PLAZA 711 KAPIOLANI BOULEVARD, SUITE 600 HONOLULU, HAWAII 96813

<u>AGENDA – THIRTY-SEVENTH MEETING</u>

THURSDAY, APRIL 7, 2022 4:00 P.M.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to Act 220, Session Laws of Hawaii 2021, in order to allow public participation in a manner consistent with safe practices, this meeting shall be conducted as a remote meeting by interactive conference technology, as well as in-person for those testifying before the Commission. Please see the instructions below on how to submit oral testimony on any scheduled matter or how to make your appearance on a scheduled matter.

VIEWING THE MEETING AND RESTRICTIONS ON ENTRY

Members of the public may observe the meeting on a live broadcast. The meeting may be observed by internet live streaming through https://us06web.zoom.us/j/89161543030; by dialing 1-408-638-0968 and entering the meeting ID#: 891 6154 3030#; or preferably via the Liquor Commission website event calendar at http://www.honolulu.gov/liq/event-calendar/. You may pre-register to attend this meeting.

To provide the public with the best opportunity to observe the meeting, it is required to "mute" your device's microphone to prevent technological difficulties.

All persons who are required to appear for the meeting have an option to appear in-person or virtually though the Zoom platform as described above. Please be aware that joining the meeting virtually will involve entering the meeting number and completing a registration process, so please allow sufficient time for this task. For testifiers or required attendees who are not able to access the Zoom platform, you may attend in person in Suite 600. While in Suite 600, all appropriate health and safety protocols will be observed.

If any major and insurmountable technical difficulties are encountered during the meeting, the Liquor Commission will automatically recess for up to thirty (30) minutes to restore communication. The meeting will reconvene when either audiovisual or audio-only communication is established with the same Zoom link provided. If it is not possible to reconvene the meeting as provided within thirty (30) minutes after an interruption to communication, all matters will be continued one week or to the next available hearing date.

Within forty (40) days after the meeting, the minutes will be posted to the Liquor Commission website at http://www.honolulu.gov/liq/event-calendar/ for viewing. The minutes of prior meetings may also be viewed at said website.

ORAL TESTIMONY

Oral testimony will be permitted on all matters before the Commission, subject to the following restrictions:

- 1. In-Person: Register with the staff at the Liquor Commission Office, Suite 600, by 4:00 p.m.
- 2. Virtual: Register through the Zoom link (above) or by going to the Liquor Commission's website: http://www.honolulu.gov/liq/event-calendar/.
- 3. Each speaker is limited to a three-minute presentation.

WRITTEN TESTIMONY

Written testimony is strongly encouraged and may be submitted to the Administrator of the Commission at least three (3) working days prior to the date of the meeting via FAX (808) 768-7311 or E-MAIL <u>liquor@honolulu.gov</u>. Written testimony will not be accepted in person at the meeting.

MATERIALS AVAILABLE FOR INSPECTION

Meeting materials ("board packet") will be available for viewing electronically, as soon as practicable, at the Liquor Commission website (http://www.honolulu.gov/liq/event-calendar/).

APPROVAL OF MINUTES:

The minutes of the 30th (2/17/22) meeting, as previously circulated, to be approved by the Commission.

PUBLIC HEARING:

 Appl. No. 21-23374 from Aloha Pronto Waikiki, LLC, dba Aloha Beer Waikiki, 2155 Kalakaua Avenue, Suite 101 For a Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing) (Prelim. Hrg. 2/10/22)

[History: 1/27/22*, 2/3/22, 2/10/22]

(*Rescheduled from 1/27/22)

LICENSE APPLICATIONS:

Special License Applications:

- 2. Appl. No. 22-24530 from Park Event Services LLC, dba Park Event Services LLC, 1 Aloha Tower Drive (Aloha Tower Marketplace)
- 3. Appls. No. 22-24537-1, 22-24537-2, 22-24537-3, 22-24537-4, 22-24537-5, 22-24537-6, 22-24537-8, 22-24537-10, 22-24537-11, 22-24537-12, 22-24537-13, 22-24537-14, 22-24537-15, 22-24537-16, 22-24537-17, 22-24537-18, 22-24537-19, 22-24537-20, and 22-24537-21 from Hawaii

Polo School & Training

Foundation, dba Hawaii

Polo School & Training

68-585 Farrington

Highway, Waialua

Foundation,

For a Special General license from 11:00 a.m. to 3:00 p.m. on Saturday, April 30, 2022

(Night Market Event)

For a [Non-Profit] Special General license from 11:00 a.m. to 8:00 p.m. on the following Sundays: (total of 21 days)

- 1) April 17, 2022;
- 2) April 24, 2022;
- 3) May 1, 2022;
- 4) May 8, 2022;
- 5) May 15, 2022;
- 6) May 22, 2022;
- 7) May 29, 2022;
- 8) June 5, 2022;
- 9) June 12, 2022;
- 10)June 19, 2022;
- 11)June 26, 2022;
- 12) July 3, 2022;
- 13) July 10, 2022;

LICENSE APPLICATIONS: (CONT.)

Special License Applications: (Cont.)

Appls. No. 22-24537-1, 14) July 17, 2022; 22-24537-2. 22-24537-3. 15) July 24, 2022; 22-24537-4, 22-24537-5, 16) July 31, 2022; 22-24537-6, 22-24537-7, 17) August 7, 2022; 18) August 14, 2022; 22-24537-8, 22-24537-9, 19) August 21, 2022; 22-24537-10, 22-24537-11, 20) August 28, 2022; and; 22-24537-12, 22-24537-13, 22-24537-14, 22-24537-15, 21) September 4, 2022 22-24537-16, 22-24537-17, 22-24537-18, 22-24537-19, (Fundraising events) 22-24537-20, and 22-24537-21 from Hawaii (Continued from March 24, 2022) Polo School & Training Foundation, dba Hawaii Polo School & Training Foundation. 68-585 Farrington Highway, Waialua (Cont.)

4. Appl. No. 22-24593 from Friends of the Hawaii State Art Museum, dba Friends of HiSAM, 250 South Hotel Street (Hawaii State Art Museum)

For a Special [Non-Profit] General license on Friday, April 8, 2022, from 6:00 p.m. to 9:00 p.m.

(Fundraiser)

PRELIMINARY HEARINGS:

5. Appl. No. 22-23857 from The Tented Wagon LLC, dba Let Them Talk Pearl City, 850 Kamehameha Highway, Suite 230, Pearl City For a Dispenser General license (Category No. 1 – Standard Bar)

6. Appl. No. 22-24051 from J.W. Dawit, Inc., dba Sushi Spot Waikiki, 204 Liliuokalani Avenue

For a Restaurant General license (Category No. 1 – Standard Bar)

LICENSE APPLICATIONS: (CONT.)

Temporary License Application:

7. Appl. No. 22-24463 from Me Tahng LLC, dba King of Thai Boat Noodle 2

For a [Stand-Alone] Temporary Restaurant General license (Category No. 1 – Standard Bar) at 2146 Kalakaua Avenue, the former site of Ohana Thai Cuisine (R1416)

REQUESTS:

- 8. Request No. 22-24585 from Sodexo America, LLC, dba Sodexo America, LLC, Restaurant Beer & Wine license (Category No. 1 Standard Bar), University of Hawaii Baseball Stadium (R0592)
- Requesting approval to temporarily increase its licensed premises from Friday, April 15, 2022 through Sunday, April 17, 2022, from 9:00 a.m. to 9:00 p.m. (daily)

9. Request No. 22-24594 from Keith M. Kiuchi, Esq., on behalf of Consolidated Entertainment LLC, dba Consolidated Entertainment LLC, 890 Kamokila Boulevard, Kapolei

Requesting approval to add 48 days to its existing Special General license No. H1386 for the period from April 7, 2022 through May 24, 2022

(Applications for Special General license from 10:00 a.m. to 1:00 a.m. (daily) from January 14, 2022 to March 7, 2022 (total of 53 days) were approved on December 2, 2021; License No. H1386 was issued)

(Request to change dates on Special General license No. H1386 to February 11, 2022 to April 4, 2022 (total of 53 days) was approved on January 20, 2022)

REQUESTS: (CONT.)

10. Request No. 22-24624
from Cheers LLC, dba The
Four4, Restaurant General
license (Category No. 2 –
Live Entertainment or
Recorded Music and
Dancing), 45-1117
Kamehameha Highway,
#203, Kaneohe (R1232)

Requesting approval of a payment plan as submitted

OTHER BUSINESS:

11. Request No. 22-24621 from Mr. Neal T. Gota, Esq., on behalf of Gasho-Ken LLC

Requesting waiver of Rule 3-82-32.1(a) requiring a temporary license application be filed within five (5) working days of the cancellation of the previous license or the closing of the business

(Premises at 355 Royal Hawaiian Avenue, Suite 200; the former site of Tako No Ki (R0781))

12. Request No. 22-24622 from Dale Hatakeyama, Director, Airport Operation, on behalf of Japan Airlines Co., Ltd., dba Japan Airlines/JAL

Requesting approval to extend pickup for its Dispenser General license (Category No. 3 – Live Entertainment or Recorded Music and Dancing) (E1617) until 2023

(Application No. 20-21806 for a Dispenser General license was approved on May 6, 2021. License No. E1617 assigned; not yet issued)

13. Request No. 22-24628 from Keith M. Kiuchi, Esq., on behalf of KEK, LLC, ground lessee and landlord

Requesting cancellation of Dispenser General license (Categories No. 2 & 4 – Nudity and Hostess) held by TLLC, LLC, dba Misty I, 1224 Kona Street (E0107)

(License currently in safekeeping)

ACCEPTANCE OF PLEA AND ADOPTION OF DECISION AND ORDER:

14. Sala Thai For acceptance of plea and adoption (LCV 22-0020) of Decision and Order (E0157)

ADOPTION OF DECISION AND ORDER:

15. Club Best Friend For adoption of Decision and Order (LCV 20-0002) (E0935) do. 16. Club Best Friend (LCV 21-0396) (E0935) 17. Club Bonita do. (LCV 21-0209) (E1032) 18. Club Bonita do. (LCV 21-0454) (E1032) 19. Pandora Café Karaoke/ do. Bar & Grill (LCV 22-0012) (R0904) 20. Sky Lounge do. (LCV 21-0410) (E0671) 21. Sky Lounge do. (LCV 22-0009) (E0671) 22. Sushi II, Inc. do. (LCV 21-0409) (R0999)

ADJUDICATION HEARINGS:

23. 8 Fat Fat 8 Bar & Grille (LCV 21-0251) (E0553)

Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, Emergency Order No. 2021-09 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about August 11, 2021)

24. American Renaissance Academy (LCV 19-0400) (N8149) Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about November 2, 2019)

25. Back To Vegas (LCV 21-0050) (E1273) Licensee failed to timely submit the name of every person then employed on the licensed premise who is registered with the Commission or who is subject to registration, on the date and in such manner as directed by the Commission (Violation of Rule 3-82-38.8) (Date of violation: On or about August 31, 2020)

26. Club La Vie En Rose (LCV 19-0365) (E1572) Licensee employed a person in that section of the licensed premises where liquor is sold, served, or consumed without said employee being properly registered with the Commission (Violation of Rule 3-82-38.5(a)) (Date of violation: On or about September 14, 2019)

(Continued from March 17, 2022)

ADJUDICATION HEARINGS: (CONT.)

27. Club La Vie En Rose (LCV 21-0426) (E1572) Licensee failed to notify the Commission, in writing, within thirty days of any change of officer or director and submit a personal history of the new officer or director, on forms prescribed by the Commission (Violation of Rule 3-82-41.2(b)) (Date of violation: On or before February 1, 2021)

(Continued from March 17, 2022)

28. Club Spotlite (LCV 20-0138) (E1487) Licensee's employee consumed liquor while on duty on the licensed premises (Violation of Rule 3-84-78.01(b)) (Date of violation: On or about July 10, 2020)

(Continued from March 10, 2022)

29. Kinau Superette (nka Kinau Market) (LCV 21-0131) (D0570) Licensee made physical alterations within its licensed premises without the prior written approval of the Commission (Violation of Rule 3-83-62(a)) (Date of violation: On or about January 27, 2021)

(Continued from March 24, 2022)

30. Misty Blue (LCV 20-0317) (E0953) Licensee failed to have a duly registered manager in active charge of the licensed premises during the time the establishment is open for business and licensed to sell or serve liquor (Violation of Rule 3-82-38.9(a)) (Date of violation: On or about December 19, 2020)

(Continued from March 24, 2022)

ADJUDICATION HEARINGS: (CONT.)

31. The Pizza Press (LCV 21-0136) (R1335)

Licensee failed to have a duly registered manager in active charge of the licensed premises during the time the establishment is open for business and licensed to sell or serve liquor (Violation of Rule 3-82-38.9(a)) (Date of violation: On or about March 9, 2021)

(Continued from March 24, 2022)

32. Plaza Mini Mart (LCV 21-0451) (D0916) Licensee, a limited liability company, failed to timely notify the Commission, in writing, stating the name, age, and place of residence of the member or members who have withdrawn, and/or the name, age and place of residence of the member or members who have been admitted, prior to such admission or withdrawal (Violation of Section 281-41(e), HRS) (Date of violation: On or about January 31, 2020)

33. Republik (LCV 21-0105) (E1507)

Licensee failed to timely submit the name of every person then employed on the licensed premise who is registered with the Commission or who is subject to registration, on the date and in such manner as directed by the Commission (Violation of Rule 3-82-38.8) (Date of violation: On or about August 31, 2020)

ADJUDICATION HEARINGS: (CONT.)

34. Sunflower Lounge (LCV 20-0052) (E1228) Licensee failed to have a duly registered manager in active charge of the licensed premises during the time the establishment is licensed to sell or serve liquor (Violation of Rule 3-82-38.9(a)) (Date of violation: On or about February 21, 2020)

(Continued from March 10, 2022)

OTHER BUSINESS: (CONT.)

35. Liquor Administrator Legislative update

36. Liquor Administrator Administrative matters – Weekly

report to the Commission, 90-day event schedule and work plan

coordination

37. Liquor Commission Executive Session – Personnel

matter: Liquor Control Administrator

(Continued from March 31, 2022)

If you require special assistance, auxiliary aid and/or service to participate in this meeting (i.e., sign language interpreter; interpreter for language other than English, or wheelchair accessibility), please email your detailed request to liquor@honolulu.gov, at least five (5) business days prior to the meeting.